

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

April 12, 2004

IN RE:

**PETITION FOR ARBITRATION OF CELLCO PARTNERSHIP
D/B/A VERIZON WIRELESS**

**DOCKET NO.
03-00585**

**PETITION FOR ARBITRATION OF BELL SOUTH MOBILITY
LLC; BELL SOUTH PERSONAL COMMUNICATIONS, LLC;
CHATTANOOGA MSA LIMITED PARTNERSHIP;
COLLECTIVELY D/B/A CINGULAR WIRELESS**

**PETITION FOR ARBITRATION OF AT&T WIRELESS PCS, LLC
D/B/A AT&T WIRELESS**

PETITION FOR ARBITRATION OF T-MOBILE USA, INC.

**PETITION FOR ARBITRATION OF SPRINT SPECTRUM L.P.
D/B/A SPRINT PCS**

ORDER ACCEPTING PETITIONS FOR ARBITRATION

This matter is before the Pre-Arbitration Officer pursuant to the instruction of the voting panel¹ to determine whether the petitions for arbitration of interconnection and reciprocal compensation agreements with the Rural Coalition of Small LECs and Cooperatives ("Coalition") filed by the Commercial Mobile Radio Services ("CMRS") providers on November 6, 2003² should be accepted by the Tennessee Regulatory Authority ("TRA").

¹ See Amended Order Appointing Hearing Officer (March 24, 2004).

² See *In re Petition for Arbitration of Cellco Partnership d/b/a Verizon Wireless*, Docket No. 03-00585, p. 5, *In re Petition for Arbitration of BellSouth Mobility LLC, BellSouth Personal Communications, LLC, Chattanooga MSA Limited Partnership, Collectively d/b/a Cingular Wireless*, Docket No. 03-00586, p. 5; *In re Petition for Arbitration of AT&T Wireless PCS, LLC d/b/a AT&T Wireless*, Docket No. 03-00587, p. 5, *In re Petition for Arbitration of T-Mobile USA, Inc.*, Docket No. 03-00588, p. 4; *In re Petition for Arbitration of Sprint Spectrum LP d/b/a Sprint PCS*, Docket No. 03-00589, p. 7. These petitions were consolidated into Docket No. 03-00585 by order of the respective voting panel for each docket.

The CMRS providers are seeking interconnection and reciprocal compensation agreements with the members of the Coalition³ pursuant to 47 U.S.C. § 251(a)(1) & (5). To this end, the CMRS providers and the Coalition are required to negotiate in good faith.⁴ Since these efforts have been unproductive, the CMRS providers petitioned the TRA for arbitration as provided for under 47 U.S.C. § 252(b).

Upon receipt of a proper petition for arbitration, the TRA is required to resolve all issues presented to it for consideration.⁵ Because, in requesting arbitration from the TRA, the CMRS providers have complied with the requirements of federal law, the petitions for arbitration are proper and are, therefore, accepted.

IT IS THEREFORE ORDERED THAT:

The TRA hereby accepts in this Docket the following petitions for arbitration with the members of the Coalition: Cellco Partnership d/b/a Verizon Wireless; BellSouth Mobility LLC, BellSouth Personal Communications, LLC, Chattanooga MSA Limited Partnership, Collectively d/b/a Cingular Wireless; AT&T Wireless PCS, LLC d/b/a AT&T Wireless; T-Mobile USA, Inc.; and Sprint Spectrum L.P. d/b/a Sprint PCS.



Kim Beals, Counsel
as Pre-Arbitration Officer

³ The Coalition includes the following members Ardmore Telephone Company, Inc.; Ben Lomand Rural Telephone Cooperative, Inc , Bledsoe Telephone Cooperative; CenturyTel of Adamsville, Inc., CenturyTel of Claiborne, Inc., CenturyTel of Ooltewah-Collegedale, Inc ; Concord Telephone Exchange, Inc ; Crockett Telephone Company, Inc., DeKalb Telephone Cooperative, Inc , Highland Telephone Cooperative, Inc , Humphreys County Telephone Company, Loretto Telephone Company, Inc., Millington Telephone Company, North Central Telephone Cooperative, Inc ; Peoples Telephone Company; Tellico Telephone Company, Tennessee Telephone Company, Twin Lakes Telephone Cooperative Corporation, United Telephone Company, West Tennessee Telephone Company, Inc , and Yorkville Telephone Cooperative.

⁴ 47 U.S.C. § 251(c)(1)

⁵ 47 U.S.C. § 252(b)(4)(C)